

**UNITED STATES DISTRICT COURT OF THE VIRGIN ISLANDS
BANKRUPTCY DIVISION**

COMPLAINT

**FOR CIVIL RACKETEERING, CIVIL VIOLATIONS OF THE CRIMINALLY
INFLUENCED AND CORRUPT ORGANIZATIONS ACT, FOR DEPRIVATION OF
CIVIL RIGHTS UNDER THE COLOR OF LAW AND FOR OTHER RELIEF**

EXHIBIT 2

PL BENTA'S SEPTEMBER 3, 2011, POLICE REPORT OF THE JULY 29TH EVENTS

2010-11-18 2010-11-19 2010-11-20 2010-11-21 2010-11-22 2010-11-23 2010-11-24 2010-11-25 2010-11-26 2010-11-27 2010-11-28 2010-11-29 2010-11-30 2010-12-01 2010-12-02 2010-12-03 2010-12-04 2010-12-05 2010-12-06 2010-12-07 2010-12-08 2010-12-09 2010-12-10 2010-12-11 2010-12-12 2010-12-13 2010-12-14 2010-12-15 2010-12-16 2010-12-17 2010-12-18 2010-12-19 2010-12-20 2010-12-21 2010-12-22 2010-12-23 2010-12-24 2010-12-25 2010-12-26 2010-12-27 2010-12-28 2010-12-29 2010-12-30 2010-12-31 2011-01-01 2011-01-02 2011-01-03 2011-01-04 2011-01-05 2011-01-06 2011-01-07 2011-01-08 2011-01-09 2011-01-10 2011-01-11 2011-01-12 2011-01-13 2011-01-14 2011-01-15 2011-01-16 2011-01-17 2011-01-18 2011-01-19 2011-01-20 2011-01-21 2011-01-22 2011-01-23 2011-01-24 2011-01-25 2011-01-26 2011-01-27 2011-01-28 2011-01-29 2011-01-30 2011-01-31 2011-02-01 2011-02-02 2011-02-03 2011-02-04 2011-02-05 2011-02-06 2011-02-07 2011-02-08 2011-02-09 2011-02-10 2011-02-11 2011-02-12 2011-02-13 2011-02-14 2011-02-15 2011-02-16 2011-02-17 2011-02-18 2011-02-19 2011-02-20 2011-02-21 2011-02-22 2011-02-23 2011-02-24 2011-02-25 2011-02-26 2011-02-27 2011-02-28 2011-03-01 2011-03-02 2011-03-03 2011-03-04 2011-03-05 2011-03-06 2011-03-07 2011-03-08 2011-03-09 2011-03-10 2011-03-11 2011-03-12 2011-03-13 2011-03-14 2011-03-15 2011-03-16 2011-03-17 2011-03-18 2011-03-19 2011-03-20 2011-03-21 2011-03-22 2011-03-23 2011-03-24 2011-03-25 2011-03-26 2011-03-27 2011-03-28 2011-03-29 2011-03-30 2011-03-31 2011-04-01 2011-04-02 2011-04-03 2011-04-04 2011-04-05 2011-04-06 2011-04-07 2011-04-08 2011-04-09 2011-04-10 2011-04-11 2011-04-12 2011-04-13 2011-04-14 2011-04-15 2011-04-16 2011-04-17 2011-04-18 2011-04-19 2011-04-20 2011-04-21 2011-04-22 2011-04-23 2011-04-24 2011-04-25 2011-04-26 2011-04-27 2011-04-28 2011-04-29 2011-04-30 2011-05-01 2011-05-02 2011-05-03 2011-05-04 2011-05-05 2011-05-06 2011-05-07 2011-05-08 2011-05-09 2011-05-10 2011-05-11 2011-05-12 2011-05-13 2011-05-14 2011-05-15 2011-05-16 2011-05-17 2011-05-18 2011-05-19 2011-05-20 2011-05-21 2011-05-22 2011-05-23 2011-05-24 2011-05-25 2011-05-26 2011-05-27 2011-05-28 2011-05-29 2011-05-30 2011-05-31 2011-06-01 2011-06-02 2011-06-03 2011-06-04 2011-06-05 2011-06-06 2011-06-07 2011-06-08 2011-06-09 2011-06-10 2011-06-11 2011-06-12 2011-06-13 2011-06-14 2011-06-15 2011-06-16 2011-06-17 2011-06-18 2011-06-19 2011-06-20 2011-06-21 2011-06-22 2011-06-23 2011-06-24 2011-06-25 2011-06-26 2011-06-27 2011-06-28 2011-06-29 2011-06-30 2011-07-01 2011-07-02 2011-07-03 2011-07-04 2011-07-05 2011-07-06 2011-07-07 2011-07-08 2011-07-09 2011-07-10 2011-07-11 2011-07-12 2011-07-13 2011-07-14 2011-07-15 2011-07-16 2011-07-17 2011-07-18 2011-07-19 2011-07-20 2011-07-21 2011-07-22 2011-07-23 2011-07-24 2011-07-25 2011-07-26 2011-07-27 2011-07-28 2011-07-29 2011-07-30 2011-07-31 2011-08-01 2011-08-02 2011-08-03 2011-08-04 2011-08-05 2011-08-06 2011-08-07 2011-08-08 2011-08-09 2011-08-10 2011-08-11 2011-08-12 2011-08-13 2011-08-14 2011-08-15 2011-08-16 20
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86. DESCRIPTION OF THE SUSPECT(S)

Desc Exhibit Exhibit 2 Police Report Page 3 of 4

(1) N/A

Name, Address, Phone No.

(2)

Name, Address, Phone No.

(3)

Name, Address, Phone No.

(4)

Name, Address, Phone No.

87. SEX

- ☐ ☐ ☐ ☐ 01. Male
☐ ☐ ☐ ☐ 02. Female
☐ ☐ ☐ ☐ 01. White
☐ ☐ ☐ ☐ 02. Black
☐ ☐ ☐ ☐ 03. Indian
☐ ☐ ☐ ☐ 04. Oriental
☐ ☐ ☐ ☐ 05. Hispanic
☐ ☐ ☐ ☐ 06. Unknown
☐ ☐ ☐ ☐ 07. Other

89. AGE

- ☐ ☐ ☐ ☐ 01. Under 18
☐ ☐ ☐ ☐ 02. 18-25
☐ ☐ ☐ ☐ 03. 26-35
☐ ☐ ☐ ☐ 04. 36-50
☐ ☐ ☐ ☐ 05. Over 50

90. BUILD

- ☐ ☐ ☐ ☐ 01. Short
☐ ☐ ☐ ☐ 02. Medium
☐ ☐ ☐ ☐ 03. Muscular
☐ ☐ ☐ ☐ 04. Large
☐ ☐ ☐ ☐ 05. Slim

91. CLOTHING

- ☐ ☐ ☐ ☐ 01. Hat
☐ ☐ ☐ ☐ 02. Coat
☐ ☐ ☐ ☐ 03. Shirt, Blouse
☐ ☐ ☐ ☐ 04. Trousers, Skirt
☐ ☐ ☐ ☐ 05. Shoes

92. HEIGHT

- ☐ ☐ ☐ ☐ 01. Over 6'3"
☐ ☐ ☐ ☐ 02. 6'0" - 6'3"
☐ ☐ ☐ ☐ 03. 5'9" - 6'0"
☐ ☐ ☐ ☐ 04. 5'6" - 5'9"
☐ ☐ ☐ ☐ 05. 5'3" - 5'6"
☐ ☐ ☐ ☐ 06. 5'0" - 5'3"
☐ ☐ ☐ ☐ 07. Under 5'0"

93. EYES (Color)

- ☐ ☐ ☐ ☐ 01. Black
☐ ☐ ☐ ☐ 02. Blue
☐ ☐ ☐ ☐ 03. Brown

94. FACIAL HAIR

- ☐ ☐ ☐ ☐ 01. Mustache
☐ ☐ ☐ ☐ 02. Beard
☐ ☐ ☐ ☐ 03. Sideburns
☐ ☐ ☐ ☐ 04. Heavy Eyebrows
☐ ☐ ☐ ☐ 05. Clean Shaven

95. HAIR

- ☐ ☐ ☐ ☐ 01. Bald Head
☐ ☐ ☐ ☐ 02. Black
☐ ☐ ☐ ☐ 03. Blonde or Strawberry
☐ ☐ ☐ ☐ 04. Brown
☐ ☐ ☐ ☐ 05. Gray or Partial Gray
☐ ☐ ☐ ☐ 06. Red or Auburn
☐ ☐ ☐ ☐ 07. Sandy
☐ ☐ ☐ ☐ 08. White
☐ ☐ ☐ ☐ 09. Locks
☐ ☐ ☐ ☐ 10. Unknown

96. HAIR STYLE

- ☐ ☐ ☐ ☐ 01. Afro
☐ ☐ ☐ ☐ 02. Long, Straight
☐ ☐ ☐ ☐ 03. Long, Curly
☐ ☐ ☐ ☐ 04. Short, Straight
☐ ☐ ☐ ☐ 05. Short, Curly
☐ ☐ ☐ ☐ 06. Receding
☐ ☐ ☐ ☐ 07. Toupée
☐ ☐ ☐ ☐ 08. Wig
☐ ☐ ☐ ☐ 09. Bald, w/Fringe
☐ ☐ ☐ ☐ 10. Locks

97. VOCAL IDENTITY

- ☐ ☐ ☐ ☐ 01. Foreign
☐ ☐ ☐ ☐ 02. Southern
☐ ☐ ☐ ☐ 03. Fast clipped
☐ ☐ ☐ ☐ 04. West Indian
☐ ☐ ☐ ☐ 05. Slurred
☐ ☐ ☐ ☐ 06. Stutters
☐ ☐ ☐ ☐ 07. Deep Pitch
☐ ☐ ☐ ☐ 08. High Pitch

98. SUSPECT BEHAVIOR

- ☐ ☐ ☐ ☐ 01. Threat of Bodily Harm
☐ ☐ ☐ ☐ 02. Threat of Property Loss
☐ ☐ ☐ ☐ 03. Tied or Locked up Victim
☐ ☐ ☐ ☐ 04. Did Considerable Talking
☐ ☐ ☐ ☐ 05. Did Little or No Talking
☐ ☐ ☐ ☐ 06. Acted Nervous or Excited
☐ ☐ ☐ ☐ 07. Acted Calm or Deliberate
☐ ☐ ☐ ☐ 08. Disguised or Masked
☐ ☐ ☐ ☐ 09. Used Lubricant
☐ ☐ ☐ ☐ 10. Malicious Destruction
☐ ☐ ☐ ☐ 11. Used Tools Found at Scene
☐ ☐ ☐ ☐ 12. Ate/Drank on Premises
☐ ☐ ☐ ☐ 13. Defecated
☐ ☐ ☐ ☐ 14. Perspired
☐ ☐ ☐ ☐ 15. Unusual Odor
☐ ☐ ☐ ☐ 16. Other

99. MODUS OPERANDI OF SUSPECT

- ☐ ☐ ☐ ☐ 01. Bound Comp/Victim
☐ ☐ ☐ ☐ 02. Used Knife
☐ ☐ ☐ ☐ 03. Prostitution Involved
☐ ☐ ☐ ☐ 04. Used Lockout
☐ ☐ ☐ ☐ 05. Apologetic
☐ ☐ ☐ ☐ 06. Made Gestures
☐ ☐ ☐ ☐ 07. Sex Acts Involved
☐ ☐ ☐ ☐ 08. Used Stolen Vehicle
☐ ☐ ☐ ☐ 09. Shots Fired
☐ ☐ ☐ ☐ 10. Used Comp/Victim Name
☐ ☐ ☐ ☐ 11. Used Other Familiar Name
☐ ☐ ☐ ☐ 12. Other

100. SOLVABILITY FACTORS

Yes No Unk

- ☐ ☐ ☐ 01. Can suspect vehicle be identified?
☐ ☐ ☐ 02. Is stolen property traceable?
☐ ☐ ☐ 03. Was physical evidence collected?
☐ ☐ ☐ 04. Is specific MO present?
☐ ☐ ☐ 05. Is victim willing to prosecute?
☐ ☐ ☐ 06. Was an arrest made?
☐ ☐ ☐ 07. Can suspect be named?
☐ ☐ ☐ 08. Can suspect be identified?
☐ ☐ ☐ 09. Can suspect be described?
☐ ☐ ☐ 10. Can suspect be located?
☐ ☐ ☐ 11. Is suspect related to victim?
☐ ☐ ☐ 12. Was there a witness?

101. RECOMMENDED ACTION -
UNDER SOLVABILITY FACTORS

Follow Up By:

- ☐ ☐ ☐ 01. Investigation
☐ ☐ ☐ 02. Juvenile
☐ ☐ ☐ 03. I.A.U.
☐ ☐ ☐ 04. I.I.U.
☐ ☐ ☐ 05. Traffic
☐ ☐ ☐ 06. Patrol

Outside Agency

- ☐ ☐ ☐ 07. F.B.I.
☐ ☐ ☐ 08. Postal Inspector
☐ ☐ ☐ 09. Mental Health
☐ ☐ ☐ 10. Coast Guard
☐ ☐ ☐ 11. Narcotics
☐ ☐ ☐ 12. Social Welfare
☐ ☐ ☐ 13. Other

102. CASE STATUS

- ☐ ☐ ☐ 01. Unfounded
☐ ☐ ☐ 02. Closed/Arrest
☐ ☐ ☐ 03. Exception/Cleared
☐ ☐ ☐ 04. Suspended
☐ ☐ ☐ 05. Open
☐ ☐ ☐ 06. Closed

103. DISPATCH TIME 15:06

ARRIVAL TIME 16:01

DEPARTURE TIME 16:43

104. CODE: V - Victim O - Owner P - Parent/Guardian R - Reporting Person CP - Child Present W - Witness

NAME(S)	CODE	RESIDENCE ADDRESS	RES. PHONE	EMPL/SCH/PHONE
Benta, Oakland	R			340-642-7766

105. NARRATIVE:

On today's date, September 3, 2011, my partner Police Officer J. Williams and I were dispatched at approximately 1506 hrs to a Police Assistance incident at #5 & 10 Shoys.

Upon our arrival at approximately 1601, contact was made with Mr. Oakland Benta who informed us that he was the one responsible for the property at #5 & 10 Shoys Christiansted owned by Mr. Jeffery Prosser. Mr. Benta stated that on July 29, 2011, inspectors from the Christie Group came by court order to inspect and transport the wine that was kept on said property at approximately 0930 hrs. Mr. Benta stated that the chilled room where the wine was kept was locked and secured until he unlocked it for the inspectors. Mr. Benta stated that he opened the room for the inspectors to "do what they had to" and he stepped outside. Mr. Benta stated that about fifteen (15) minutes after the inspectors finished, he stepped into the wine room and he immediately felt a temperature change. Mr. Benta further stated that he made a check of the room and noticed that the plug for the air conditioner was unplugged. Mr. Benta concluded saying that he immediately plugged back in the air conditioner and secured the room once again.

Mr. Benta stated that he would provide the names of the inspectors so that a supplement report can be written. I advised Mr. Benta that this was a civil matter and that it would have to be dealt with in civil court.

911 Emergency Call Center was notified of our findings.

Based on the above statement and observations, I request this case be carried closed.


Malissa J. Fraser